Ordinance #2020-24

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 17A, ARTICLE XI OF THE PRINCETON CODE, ENTITLED "LAND USE" AND THE PRINCETON ZONING MAP, TO CREATE AN "AH-6 AFFORDABLE HOUSING-6 ZONE" AND THE REGULATIONS ASSOCIATED THERETO IN THE MUNICIPALITY OF PRINCETON

Section 1. Chapter 17A, Article XI. ZONING, Section 17A-202 of the Princeton Code entitled "Districts Generally Established; Enumerated" is hereby supplemented and amended to add the following new zone districts to the list of zone districts:

Section 17A-202(i) Affordable Housing Districts

AH-6 Affordable Housing -6

Section 2. Chapter 17A, Article XI, Section 17A-203 District Map is hereby supplemented and amended to delineate the Affordable Housing -6 (AH-6) district on the "Zoning Map, Borough of Princeton", as amended. The following properties shall be included in the AH-6zone:

Block 21.04 Lots 26 & 27

Section 3. Chapter 17A, Article XI, is hereby supplemented and amended to create a new subdivision within "Division 10 Affordable Housing Zones", entitled "Affordable Housing-6 (AH-6) Zone"

Section 4. Chapter 17A, Article XI, Section 17A-_____Purpose. The Affordable Housing -6 Zone is created to provide a realistic opportunity for the construction of affordable housing pursuant to the New Jersey Fair Housing Act and thereby comply with the Municipality's constitutional obligation to provide such housing to for low-and moderate-income households. Specifically, the AH-6 zone is established to provide for redevelopment consisting of municipally-sponsored, 100 percent affordable, multi-family (non-age-restricted) residential dwellings for rent.

Section 5. Chapter 17A, Article XI, Section 17A-_____ Mandatory Affordable Housing. Within the Affordable Housing -6 zone, 100 percent of all dwellings shall be deed restricted for occupancy by lowand moderate-income households and shall comply with the following:

(a) Affordable dwelling units shall be constructed and rented in accordance with the Council on Affordable Housing rules at N.J.A.C. 5:93-1 et seq. and the Uniform Housing Affordability Controls (UHAC) at N.J.A.C. 5:80-26.1 et seq.

- (b) Affordable dwelling unit household income breakdown shall comply with the following:
 - (1) At least 13% of the affordable units shall be affordable to very low- income (VLI) households at 30% of the median income;
 - (2) At least 50% of the affordable units shall be made affordable to low income units (the 50% requirement is inclusive of the 13% VLI requirement); and
 - (3) The balance of units permitted at moderate income up shall not exceed maximum of 50% of all affordable units.
- (c) Affordable dwelling bedroom distribution: Bedroom distribution shall be in accordance with the Council on Affordable Housing rules at N.J.A.C. 5:93-1 et seq. the Uniform Housing Affordability Controls (UHAC) at N.J.A.C. 5:80-26.1 et seq., the Fair Housing Act (FHA) and all other applicable law.
- (d) The range of affordability, pricing and rent of units, affirmative marketing, affordability controls shall be in accordance with the Council on Affordable Housing rules at N.J.A.C. 5:93-1 et seq. the Uniform Housing Affordability Controls (UHAC) at N.J.A.C. 5:80-26.1 et seq., the Fair Housing Act (FHA) and all other applicable law.
- (e) The owner/operator, shall be responsible to affirmatively market, administer and certify the occupant of each affordable dwelling unit.

Section 6. Chapter 17A, Article XI, Section 17AAffordable Housing – 6 (AH-6) Regulations.
Section 7. Chapter 17A, Article XI, Section 17A Affordable Housing -6 (AH-6) Permitted principal uses. Within the AH-6 zoning district, the following principal use shall be permitted:
(a) Multi-family residences, non-age-restricted, for rent.
Section 8. Chapter 17A, Article XI, Section 17A Affordable Housing -6 (AH-6) Permitted accessory uses. Within the AH-6 zoning district, the following accessory uses shall be permitted:
(a) Residential management office
(b) Common rooms/areas, including for meetings, recreation, laundry and storage

- (d) Maintenance and storage
- (e) Off-street parking and loading

(c) Communications infrastructure,

- (f) Street/ site furnishings
- (g) Home occupations

- (h) Fences and walls
- (i) Landscape amenities and open space
- (j) Pedestrian circulation elements
- (k) Signs
- (j) Storm water management facilities and other utilities
- (m) Other customary uses which are clearly incidental and subordinate to a permitted principal use

Section 9. Chapter 17A, Article XI, Section 17A-_____ Affordable Housing -6 (AH-6) Site Development Regulations:

- (a) Minimum number of affordable dwelling units: 80
- (b) Minimum yard requirements:
 - (1) Front yard: 15 feet
 - (2) Side yard: 15 feet
 - (3) Rear yard: 15 feet
- (c) Maximum front yard setback: 25 feet
- (d) Maximum impervious coverage: 80%
- (e) Maximum Building height: 3.5 stories, not to exceed 45 feet
- (f) Off-street parking
 - (1) One for each dwelling unit
- (g) Minimum landscape buffers to residential zones: 10 feet

Section 10. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section 11. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the general ordinances are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section 12. The Municipal Clerk is directed to give notice at least ten (10) days prior to a hearing on the adoption of this ordinance to the Mercer County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15, and N.J.S.A. 40:55D-63 (if required).

Section 13. After introduction, the Municipal Clerk is hereby directed to submit a copy of the within Ordinance to the planning board for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The planning board is directed to make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed ordinance which are inconsistent with the master plan and recommendations concerning any inconsistencies and any other matter as the board deems appropriate.

Section 14. This Ordinance shall be presented to the Mayor for her approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40:69A-149.7. If the Mayor fails to return this Ordinance with either her approval or objection to same within ten (10) days after it has been presented to her, then this Ordinance shall be deemed approved.

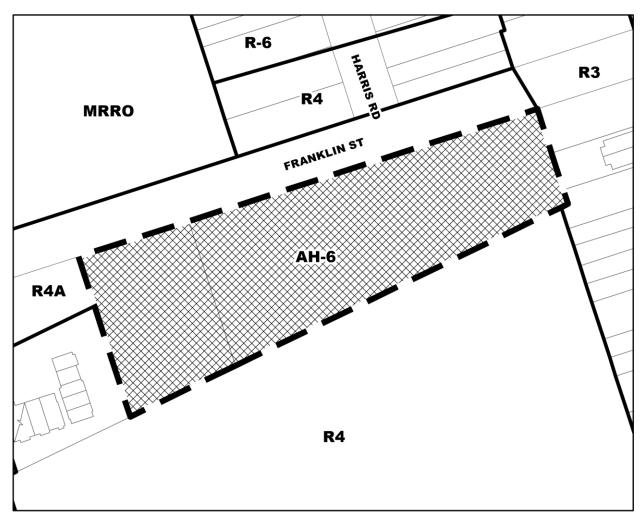
Section 15. This Ordinance shall take effect immediately upon (1) adoption; (2) approval by the Mayor pursuant to N.J.S.A. 40:69A-149.7; (3) publication in accordance with the laws of the State of New Jersey; and (4) filing of the final form of adopted ordinance by the Clerk with (a) the Mercer County Planning Board pursuant to N.J.S.A. 40:55D-16, and (b) the Municipal Tax Assessor as required by N.J.S.A. 40:49-2.1.

Delores A. Williams, Municipal Clerk	Liz Lempert Mayor

Ordinance Introduced: July 13, 2020 Ordinance Adopted: July 27, 2020

NEWSPAPER PUBLICATIONS:

First Insertion: July 17, 2020 Final Publication: July 31, 2020



Legend



Affordable Housing - 6 (AH-6)

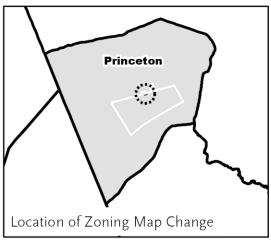


Existing Zoning Boundaries

Zoning Map Amendment

Affordable Housing - 6 Zone (AH-6)

Princeton, Mercer County, NJ





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